



Lee H. Maxcy
Associate Pastor/
Church Administrator

February 25, 2010

VIA ELECTRONIC FILING

The Honorable Julius Genachowski, Chairman
Federal Communications Commission
445 12th Street, S.W.
Washington, DC 20554

Re: Comments to Further Notice of Proposed Rulemaking
Amendment of Parts 15, 74, and 90 of the Commission's Rules
Regarding Low Power Auxiliary Stations, Including Wireless
Microphones
WT Docket Nos. 08-166, 08-167; ET Docket No. 10-24

Dear Chairman Genachowski:

Thank you for your interest and solicitation of commentary with regard to wireless audio transmissions and the use of this technology to facilitate the needs of our congregation on a weekly basis. This is a very important issue that needs appropriate consideration relative to Houses of Worship and many other types of organizations being included in part 74 of the Commissions Rules Regarding Low Power Auxiliary Stations including Wireless Microphones.

Second Baptist Church has over 53,000 members attending 15 services on 5 separate campuses in the Houston Metro area. Our service styles vary from 300-voice choir and 30-piece orchestra to a 6-piece rock band. Our largest campus also has a K-12 college preparatory school. We also film the Winning Walk Radio and TV broadcast program on our various campuses each week that is viewable in almost every country.

We use wireless microphones, wireless in-ear monitoring and wireless communications extensively. These technologies play a vital role in our capacity to maintain ADA compliance and control Sound Pressure Levels while allowing us enormous creative potential. Clear wireless transmission is a critical part of our ability to move around the stage without the constraints of wires. Across the 5 campuses we use approximately two hundred wireless units. The band members use wireless in-ear monitoring to increase musical articulation and reduce the stage volume.

Even with minimal interference, wireless audio transmissions are, at best, ineffective and, at worst, dangerous. Wireless microphones can be plugged into very powerful systems that with broadband frequency interference will emit dangerously loud bursts of noise that could cause damage to the listener's ears. The band members using wireless in-ear monitoring face equal or greater danger due to the amplified sound being in close proximity to the eardrum.

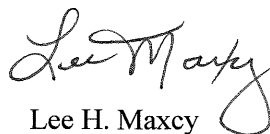
Second Baptist Church recently made the investment to upgrade all of our 700 MHz equipment to become compliant with new FCC regulations. This was a very costly endeavor that involved 67 units at an average cost of \$1,500 each, for a total cost of approximately \$105,000. Safety, quality and costs are the catalysts for our present concerns related to Part 74 protections and licensing. Each week our congregants participate in stewardship that places a palpable fiduciary duty on us to make wise technology investments.

We are concerned that our new equipment will be rendered unreliable or obsolete by interference from new TV Band Devices or from further reductions in available spectrum for wireless audio equipment operation. If that happens, it is within reason that we will need to repeat this prohibitively expensive process in the future, or, in the worst case scenario, be left with no commercially available products to continue our operations at their current level of quality.

Therefore, we feel compelled to ask for inclusion in the expansion of Part 74 Rules regarding wireless microphone licensing to address our legitimate safety, quality, and financial concerns.

As you make these weighty decisions that have far-reaching and costly consequences, we would appreciate your careful consideration. If you have any questions regarding these comments, please do not hesitate to contact me.

In His service,

A handwritten signature in cursive script, reading "Lee H. Maxcy".

Lee H. Maxcy
Associate Pastor/
Church Administrator